

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of Mazen Chmaytelli Serial No. 10/660,037)) For:)))	METHODS AND APPARATUS FOR CONTENT PROTECTION IN A WIRELESS NETWORK		
Filed: September 10, 2003) Group No.	Not yet known		
PETITION TO MAKE SPECIAL FOR NEW APPLICATION UNDER MPEP §708.02, VIII				
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450				
	PETITION			
Applicant hereby petitions to mak	e this new application	ation, which has not received any		
examination by the Examiner, special.				
	CLAIMS	•		
All of the claims in this case are d	irected to a single	e invention.		
CERTIFICATE OF MA	ILING/TRANSMIS	SION (37 CFR 1.8(a))		
I hereby certify that this correspondence is, on the	date shown below, b	_		
MAILING	П.	FACSIMILE		
deposited with the United States Postal Servi with sufficient postage as first class mail, in envelope addressed to the Commissioner f Patents, P.O. Box 1450, Alexandria, VA 2231 1450.	an Trad for 3-	smitted by facsimile to the Patent and lemark Office. r's Name: Stacy Dumrauf (type or print name)		
Date: October 7, 2003	Signature	: tag Dumanf		

SEARCH

A search has been made by a searcher in the Class 705 on a computer using the PTO databases. Additionally, a key word search was performed using the PTO databases.

The following references, copies of which are enclosed, were noted to date as being relevant or of some interest.

	Patent/Publication		
Ref. No.	Number	Issue Date	Applicant Name
1.	6,571,221	May 27, 2003	Stewart et al.
2.	6,289,455	September 11, 2001	Kocker et al.
3.	5,734,719	March 31, 1998	Tsevdos et al.
4.	5,852,810	December 22, 1998	Sotiroff et al.
5.	2003/0110130	N/A	Pelletier
6.	2003/0061132	N/A	Yu, Sr. et al.
7.	2002/0188842	N/A	Willeby
8.	6,519,571	February 11, 2003	Guheen et al.
9.	6,389,402	May 14, 2002	Ginter et al.
10.	4,055,746	October 25, 1977	Peterson

None of the references capture the invention as claimed. Each of the independent claims in the subject application is directed to a method comprising, an apparatus comprising, and a computer readable medium for operating a protection system to protect an application from unauthorized operation. The invention includes associating a geographic identifier associated with a predetermined operating region with the application, downloading the application, receiving a request, which includes the geographic identifier, to execute the application, determining the device location, comparing the device location with the predetermined operating region and preventing the application from executing when the device is outside the predetermined operating region.

In this regard, the claimed invention is patentably distinct because the references do not at least teach or disclose the having a predetermined region, receiving a request to execute an application, the request containing a geographic identifier, and preventing the application from operating on the device when the device is outside the predetermined operating region.

Turning to a detailed discussion of the most closely related references returned from the search:

Patent 6,571,221

This patent discusses using geographic information as an identifier. However, this patent does not teach nor disclose at least the aspects of the claimed invention that include using a geographic identifier associated with the request to execute an application nor preventing the application from executing when the device is outside the predetermined operating region.

Patent 6,289,455

This patent discusses controlling content. However, it does not teach nor disclose at least the aspects of the claimed invention that include using a geographic identifier associated with the request to execute an application nor preventing the application from executing when the device is outside a predetermined operating region.

Patent 5,734,719

This patent also discusses controlling content distribution. However, it does not teach nor disclose at least the aspects of the claimed invention that include receiving a request which includes the geographic identifier, nor preventing the application from executing when the device is outside a predetermined region.

Patent 5,852,810

This patent is directed toward a geographic-specific search system comprising a World Wide Web home page. However, it does not teach nor disclose at least the aspects of the claimed invention that include downloading an application and a geographic identifier to the device, receiving a request which includes the geographic identifier, nor preventing the application from executing when the device is outside a predetermined region.

U.S. Patent Publication 2003/0110130

This publication discloses sending encrypted digital content and geographic location determination. However, it does not teach nor disclose at least the aspects of the claimed

invention that include downloading the application and the geographic identifier to the device, receiving a request to execute an application, comparing the device location with the predetermined operating region identified by the geographic identifier, nor preventing the application from executing when the device is outside the predetermined operating region.

U.S. Patent Publication 2003/0061132

This publication discusses controlling content distribution and includes a geographic component associated with billing. However, it does not teach nor disclose at least the aspects of the claimed invention that include receiving a request to execute an application which includes the geographic identifier, nor preventing the application from executing when the device is outside a predetermined region.

U.S. Patent Publication 2002/0188842

This publication discloses a server verying the geographic location of a device prior to authorizing a transaction. However, it does not teach nor disclose at least the aspects of the claimed invention that include downloading the application and the geographic identifier to the device, receiving a request to execute an application, comparing the device location with the predetermined operating region identified by the geographic identifier, nor preventing the application from executing when the device is outside the predetermined operating region.

U.S. Patents 6,519,571, 6,389,402, and Patent 4,055,746

These patents also discuss content transmission associated with content distribution associated with secure transactions. However, they do not teach nor disclose at least the aspects of the claimed invention that include downloading the application and the geographic identifier to the device, receiving a request to execute an application, comparing the device location with the predetermined operating region identified by the geographic identifier, nor preventing the application from executing when the device is outside the predetermined operating region.

Consequently, because none of the above references teach, neither individually nor in combination, the claimed invention, Applicants believe the claimed invention is novel and nonobvious.

Submitted herewith is a copy of the references deemed most closely related to the subject matter encompassed by the claims. Also enclosed herewith is FORM PTO-1449

FEE

The fee required by 37 CFR 1.17(h) is to be paid by charging Account No. 17-0026 the sum of \$130. A duplicate of this petition is attached. The Commissioner is hereby further authorized to charge payment of any additional fees which may be required, or credit any overpayment, to Deposit Account No. 17-0026.

Respectfully submitted,

Dated: October 7, 2003

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